

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

**SHERRI L. DAVIS; et al.**

**PLAINTIFFS**

**VERSUS**

**CIVIL ACTION NO. 2:06-CV-187-WKW**

**TMA FOREST PRODUCTS GROUP; et al.**

**DEFENDANTS**

**MOTION TO ALLOW AMENDED COMPLAINT**

Come now the Plaintiffs and move this Court to allow Plaintiffs to amend Plaintiffs' Complaint to make the following changes:

- 1, To delete Count Nine (Spoliation) as a cause of action, but to return certain allegations in the general allegations.
2. A copy of the proposed Amended Complaint is attached.

Respectfully submitted this 24<sup>th</sup> day of April, 2006.

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**Certificate of Service**

I, W. Eason Mitchell, hereby certify that on April 24, 2006, I electronically filed the foregoing *Motion to Allow Amended Complaint* with the Clerk of the Court using the ECF system which sent notification of such filing to the following:

H. Thomas Wells, Jr., Esq.  
John A. Earnhardt, Esq.  
Dennis R. Bailey, Esq.  
R. Austin Huffaker, Esq.

/s/ W. Eason Mitchell  
W. Eason Mitchell

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